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## **FACSIMILE**

**Date:** 5/29/2007

**To:** Commissioner for Patents  
**From:** Tamara Daw

**Subject:** Response to Office for App. Ser. No. 08/895,493; Our File -  
012.P11002C

Attached for filing for App. Ser. No. 08/895,493 for a METHOD FOR  
CONTROLLING DATABASE COPYRIGHTS are the following documents:

1. Fee Transmittal (1 page); and
  2. Response to Office Action (23 pages).
- Tamara Daw

Legal Assistant

Berkeley Law & Technology Group LLP

"Turning Innovations Into Patents(r)"  
17933 NW Evergreen Parkway, Suite 250

Beaverton, OR 97006  
tdaw@bltg-ip.com  
503.439.6500 Phone  
503.439.6558 Fax

MAY 29 2007

PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**  
**For FY 2005**☐ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$) 200.00**Complete If Known**

Application Number	08/895,493
Filing Date	7/16/1997
First Named Inventor	Makoto Saito
Examiner Name	Paula W. Klimach
Art Unit	2135
Attorney Docket No.	012.P11002C

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: 50-3703 Deposit Account Name: Berkeley Law Group

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
35	- 72 or HP = 0	x 50 =	0

HP = highest number of total claims paid for, if greater than 20.

<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
4	- 3 or HP = 1	x 200 =	200

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).


<b>Total Sheets</b>	<b>Extra Sheets</b>	<b>Number of each additional 50 or fraction thereof</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
_____	- 100 = _____	/ 50 = _____	(round up to a whole number) x _____	= _____

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): \_\_\_\_\_

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent)	50,153	Telephone	603.439.6500
Name (Print/Type)	James J. Lynch	Date	May 29, 2007		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Patent**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re the Application of:

Makoto Saito

Application No.: 08/895,493

Filed: July 16, 1997

Confirmation No.: 1079

For: METHOD FOR CONTROLLING  
DATABASE COPYRIGHTS

Art Unit: 2135

Examiner: Paula W. Klimach

*I hereby certify that this correspondence is being  
deposited via facsimile to the Commissioner for  
Patents, on:*May 29, 2007*Date of Transmission*Tamara Daw*Name of Person Transmitting Correspondence**Signature**Date*

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE**

Sir:

In response to the Office Action dated February 28, 2007, please enter the following  
amendments and consider the following remarks.

Amendment to the claims begins on page 2.

Remarks begin on page 12.

05/31/2007 NNGUYEN1 00000000 503703 00895493  
01 FC:1201 200.00 DA